



DOCKET NO.: BELL-0164/01331

**COPY OF PAPER
ORIGINALLY FILED**

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:
Scott R. Swix
Paul T. Watson
James H. Gray

Group Art Unit: 2611

Serial No.: 10/028,153

Customer No.:

Filing Date: December 20, 2001

Confirmation No.: 3380

For: SYSTEM AND METHOD FOR CONTENT TRANSMISSION NETWORK SELECTION

DATE OF DEPOSIT: 2/26/02

I HEREBY CERTIFY THAT THIS PAPER IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL, POSTAGE PREPAID ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO BOX MISSING PARTS, ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231.

TYPED NAME: John E. McGlynn
REGISTRATION NO.: 42,863

BOX MISSING PARTS

Assistant Commissioner for Patents
Washington DC 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION AND
REQUEST FOR EXTENSION OF TIME**

In response to the "Notice to File Missing Parts of Application--Filing Date Granted" dated **February 7, 2002**, a response to which is due **April 7, 2002**, enclosed herewith for filing is:

Declarations and Powers of Attorney

☒ **Three (3) Combined Declarations and Powers of Attorney, each one executed by one of the inventors: Scott R. Swix; Paul T. Watson; and James H. Gray**
An unexecuted copy of this document, attached to the above-identified specification, was filed by Express Mail No. EL 659 804 962 US on **December 20, 2001**.

☐ A Combined Declaration and Power of Attorney, executed by the inventor(s) and identifying fewer/more inventors than those identified in the unexecuted declaration filed with to the above-identified application specification on __, via

by Express Mail No. _____. Such deletion/addition of inventors is specifically provided for in 37 CFR Sec. 1.48.

- ☐ A copy of the original Declaration and Power of Attorney, executed by the inventor(s) as filed in parent application serial no. _____.
- ☐ A copy of the Power of Attorney with revocation filed on _____
- ☐ A Combined Power of Attorney with Revocation and Statement Under 3.73(b)
- ☒ An associate power of attorney executed by John E. McGlynn who is/was listed on the original declaration/power of attorney.

Drawings

- ☐ _____ Sheets of Substitute drawings comprising Figures _____ in compliance with 37 C.F.R. 1.84.

Sequence Listing (Note - All items listed below are required if Sequence Listing is also being filed with Missing Parts)

- ☐ Paper copy of Sequence Listing
- ☐ Diskette containing Sequence Listing in computer readable form
- ☐ Amendment directing entry of sequence listing in specification
- ☐ Statement to Support Filing of Sequence listing

Claim for Small Entity Status

- ☐ Applicant(s) has previously claimed small entity status under 37 CFR §1.27.
- ☐ Applicant(s) by its/their undersigned attorney, claims small entity status under 37 CFR §1.27 as:
 - ☐ an Independent Inventor
 - ☐ a Small Business Concern
 - ☐ a Nonprofit Organization

Miscellaneous Items

- ☒ **A copy of the Notice to File Missing Parts.**
- ☒ **Request for Corrected Filing Receipt.**
- ☐ Request for Refund Due to Small Entity Status
- ☐ Request for Refund Due to Fee Calculation Error
- ☐ A substitute specification in compliance with 37 C.F.R. 1.52.
- ☐ Other: _____.

Fee Calculation and Extension of Time

- ☐ Request is hereby made under 37 CFR 1.136(a) to extend the time for response to the Notice to File Missing Parts of Application due ___ to and through ___, comprising an extension of the shortened period of ___ months:

	SMALL ENTITY		NOT SMALL ENTITY	
	RATE	FEE	RATE	FEE
MISSING PARTS SURCHARGE	\$65	\$	\$130	\$ 130
<input type="checkbox"/> ONE MONTH EXTENSION OF TIME	\$55	\$	\$110	\$
<input type="checkbox"/> TWO MONTH EXTENSION OF TIME	\$200	\$	\$400	\$
<input type="checkbox"/> THREE MONTH EXTENSION OF TIME	\$460	\$	\$920	\$
<input type="checkbox"/> FOUR MONTH EXTENSION OF TIME	\$720	\$	\$1440	\$
<input type="checkbox"/> FIVE MONTH EXTENSION OF TIME	\$980	\$	\$1960	\$
TOTAL FEE DUE				\$ 130


Applicant(s) has/have not been notified that the requested extension will not be permitted. The present application is not involved in an interference declared pursuant to 37 CFR 1.207.

- ☒ **A check in the total amount due of \$ 130 is attached to cover the surcharge and any requested extension of time. Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.**
- ☐ Please charge the surcharge to my Deposit Account No. 23-3050 in the amount of \$@@.

- ☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-3050. This sheet is attached in duplicate.
- ☒ Any additional filing fees required under 37 CFR 1.16 including fees for presentation of extra claims.
 - ☒ Any additional patent application processing fees under 37 CFR 1.17 and under 37 CFR 1.20(d).
- ☒ The Commissioner is hereby authorized to charge payment of the following fees during the pendency of this application or credit any overpayment to Deposit Account No. 23-3050. This sheet is attached in duplicate.
- ☒ Any patent application processing fees under 37 CFR 1.17 and under 37 CFR 1.20(d).
 - ☐ The issue fee set in 37 CFR 1.18 at or before mailing of the Notice of Allowance, pursuant to 37 CFR 1.311(b).
 - ☒ Any filing fees under 37 CFR 1.16 including fees for presentation of extra claims.

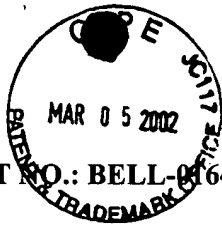
This sheet is attached in duplicate.

Date: 7/26/02



John E. McGlynn
Registration No. 42,863

Woodcock Washburn LLP
One Liberty Place - 46th Floor
Philadelphia PA 19103
Telephone: (215) 568-3100
Facsimile: (215) 568-3439



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Group Art Unit: 2611

Filing Date: December 20, 2001

Examiner: Not Yet Assigned

For: SYSTEM AND METHOD FOR CONTENT TRANSMISSION NETWORK SELECTION

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ABOVE AND IS ADDRESSED TO OFFICE OF INITIAL PATENT
EXAMINATION, CUSTOMER SERVICE CENTER, ASSISTANT
COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231.

TYPED NAME: John E. McGlynn
REGISTRATION NO.: 42,863

Office of Initial Patent Examination
Customer Service Center
Assistant Commissioner for Patents
Washington DC 20231
Attention:

REQUEST FOR CORRECTED FILING RECEIPT

1. Attached is a copy of the Official Filing Receipt received from the PTO in the above application for which issuance of a Corrected Filing Receipt is respectfully requested. The requested changes are noted thereon, as well as listed below.
2. There is an error with respect to the following data which is:

☒ incorrectly entered; and/or


☐ omitted.

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<i>Error in</i>	<i>Correct data</i>
<u>Applicant's name:</u> The name of the 3 rd inventor James H Gray was misspelled	JAMES H. <u>GRAY</u>
<u>Applicant Address</u> Residence of 1 st inventor misspelled	Paul T. Watson Alpharetta, GA

Please charge any deficiency or credit any overpayment to Deposit Account No. 23-3050.

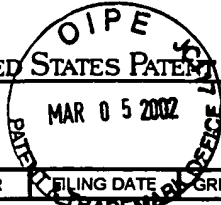
Date: 2/26/02


John E. McGlynn
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UNITED STATES PATENT AND TRADEMARK OFFICE



COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/028,153	12/20/2001	2611	758	BELL-0164	4	21	3

CONFIRMATION NO. 3380

Woodcock Washburn LLP
46th Floor
One Liberty Place
Philadelphia, PA 19103

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FEB 11 2002

Woodcock Washburn Kurtz
Mackiewicz & Norris LLP

FILING RECEIPT



OC00000007442925

Date Mailed: 02/07/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Alpha
Paul T. Watson, Alpharetta, GA;
Scott R. Swix, Duluth, GA;
James H. ~~Gary~~, Atlanta, GA;

Gray

Domestic Priority data as claimed by applicant

Foreign Applications

If Required, Foreign Filing License Granted 02/07/2002

Projected Publication Date: Request for Non-Publication Acknowledged

Non-Publication Request: Yes

Early Publication Request: No

Title

System and method for content transmission network selection

Preliminary Class

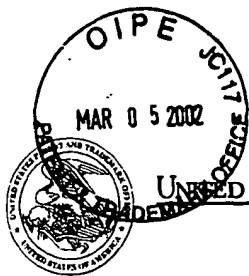
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WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/028,153	12/20/2001	Paul T. Watson	BELL-0164

CONFIRMATION NO. 3380

FORMALITIES LETTER



OC00000007442926

Woodcock Washburn LLP
46th Floor
One Liberty Place
Philadelphia, PA 19103

Date Mailed: 02/07/2002

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice **MUST** be returned with the reply.*

B. J. Labrecque
Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

03/08/2002 BNGUYEN1 00000133 10028153

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